

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RETHE APPLICATION OF)
Kevin Cordina, et al.) Examiner: Christopher B. Shin)
SERIAL NO. 10/672,711) Group Art Unit: 2182
FILED: September 26, 2003) Customer No.: 23644
FOR: Data Mirroring System)
·	I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450 on September 1.3

PETITION FOR ACCEPTANCE OF LATE PAYMENT OF ISSUE FEE

Name of person signing Minnie Wilson Signature White White

Mail Stop ISSUE FEE Honorable Director of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This petition is being filed because the Notice of Allowance for this application was never received from the Patent and Trademark Office for unknown reasons. Therefore, no petition fee is believed to be due under the circumstances as explained below.

The firm of the undersigned, after responses are submitted to the Patent and Trademark Office, dockets an application for a review in six months if no response has been received from the Patent and Trademark Office within that time. Thus, when nothing was received from the Patent and Trademark Office in relation to this application within six months following the filing of the after final response on March 8, 2006, the docket report of the firm of the undersigned on September 8, 2006 included this application, as will be evident from the first attachment hereto on the first page, where this application is highlighted as well as the sixth month date to contact the Patent and Trademark Office.

The undersigned therefore checked the Patent and Trademark Office on Private Pair, and found, to his surprise, that a Notice of Allowance was supposed to have been mailed by the Patent and Trademark Office on May 5, 2006. The issue fee was therefore due on August 7, 2006. However, the Notice of Allowance was never received (although the undersigned downloaded a copy for his files and for payment of the issue fee). The docket system of the firm of the undersigned identifies items received from the Patent and Trademark Office by the PTO date, as well the due date. Appended hereto as the second attachment is the docket report of the firm of the undersigned, having all items with a base date of May 5, 2006 (which would include the mailing date of the Patent and Trademark Office, if an item was mailed by the Patent and Trademark Office on that date). As can be seen from the second attachment, there is no information regarding the present application, which is client matter number 920476-94867, since the Notice of Allowance was not received from the Patent and Trademark Office.

The firm of the undersigned also, of course, maintain its docket by due dates. When a Notice of Allowance is received from the Patent and Trademark Office, the docket is marked for the due date being three months following the date of the Notice of Allowance. That, therefore, would be August 5, 2006. Attached as attachment three is a report of all matters of the firm of the undersigned showing deadlines for August 5, 2006. Again, as will be seen, there is no entry for this application (client matter number 920476-94867), since nothing had been received from the Patent and Trademark Office.

August 5, 2006, was a Saturday, and although that would have been the docketed deadline, so as to leave no question, attached as the fourth attachment is a report for items due on August 7, 2006. Again, as will be seen, there is no entry for client matter number 920476-94867 since the Notice of Allowance had not been received and therefore was not docketed.

The undersigned has no explanation as to why the Notice of Allowance was not received, since the address identified by the Patent and Trademark Office in the Notice of Allowance is correct. While one could speculate as to why the Notice never arrived, that would only be speculation, and the fact is that the Notice of Allowance was never received, and apparently, if sent, was lost in transit.

It is therefore requested that this petition be granted, and since this is a matter regarding loss of a document mailed by the Patent and Trademark Office, no petition fee is due. If the Patent and Trademark Office deems any fee to be due, however, that fee may be deducted from Deposit Account No. 12-0913, after telephone authorization by the undersigned.

Granting of this petition and issuance of the patent without delay are therefore requested.

September 13, 2006

Respectfully submitted,

William M. Lee, Jr.

Registration No. 26,935

Barnes & Thornburg

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(312) 759-5646 (fax)

Friday, September 08, 2006	r 08, 2006	Due Date List By Attorney	y Attorney			Page: 1
* * * * * * * * * * * * * * * * * * *		08-Sep-2006 To	08-Sep-2006			
Attorney: WJR	William M. Lee, Jr.					
Due Date Indicator	Action Due Action Type	Client-Matter No/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
08-Sep-2006	RESPONSE DUE 1 MONTH	920476-100736	Pending	10/555914	07-Nov-2005	s PJS
Reminder	US-MISSING PARTS 2MO	United States of America	Nortel Networks Limited			
	Tid	Title: ONLINE CHARGING IN A COMMUNICATIONS NETWORK	AMUNICATIONS NETWORK			
	Resp. Office: CHI	: СНІ				
08-Sep-2006	REISSUE APPLN DUE IN 6 MO	920476-904918	Issued	09/723017	27-Nov-2000	SI-d (
Reminder	US-REISSUE APPLICATION	United States of America	Nortel Networks Limited	6865611	08-Mar-2005	
	Tid	Title: Communications System, Apparatus and Method Therefor	tus and Method Therefor			
	Resp. Office: CHI	: CHI Prior Firm Reference No: 0476-2020-	ce No: 0476-2020-			
08-Sep-2006	6M-CONTACT PTO RE: STATUS	920476-94867	Pending	10/672711	26-Sep-2003	PJS
Reminder	US-DUE DILIGENCE REVIEW	United States of America	Nortel Networks Limited			
	Tid	Tide: DATA MIRRORING SYSTEM				
	Resp. Office: CHI	: CHI				
	Remarks:	Remarks: RESPONSE SENT 3/8/2006				
08-Sep-2006	COMMENTS ON OPINION TO IB 6MO	920522-100750	Pending	US2005/040390	08-Nov-2005	St PJS
Reminder	WO-WRITTEN OP BY ISA RECV'D	Patent Cooperation Treaty	Bird Goen & Co.			JRC
	Tid	Title: BACKED FILE WEATHERSTRIP	IP			
	Resp. Office: CHI	: СНІ				
08-Sep-2006	PRIORITY DATE/DEMAND DUE	920522-100750	Pending	US2005/040390	08-Nov-2005	
Due Date	WO-DEMAND DUE (PRIORITY DATE)	Patent Cooperation Treaty	Bird Goen & Co.			JRC
	Fith	Tide: BACKED FILE WEATHERSTRIP	IP			
	Resp.Office: CHI	; CHI				
08-Sep-2006	COMMENTS ON OPINION TO IB 6MO	920522-100751	Pending	US2005/040391	08-Nov-2005	5 PJS
Reminder	WO-WRITTEN OP BY ISA RECV'D	Patent Cooperation Treaty	Bird Goen & Co.			JRC
	Titl	<i>Tide</i> : BACKED PILE STRIP				
	Resp. Office: CHI	:: CHI				

Friday, September 08, 2006	r 08, 2006	Due Date List By Attorney	y Attorney		Pag	Page: 2
S C		08-Sep-2006 To	08-Sep-2006			
Attorney: WJR	William M. Lee, Jr.	-				
Due Date Indicator	Action Due Action Type	Client-Matter No/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
08-Sep-2006 Due Date	PRIORITY DATE/DEMAND DUE 9205 WO-DEMAND DUE (PRIORITY DATE) Pater Title: BAC Resp. Office: CHI	920522-100751 E) Patent Cooperation Treaty Title: BACKED PILE STRIP ffice: CHI	Pending Bird Goen & Co.	US2005/040391	08-Nov-2005	PJS JRC
08-Sep-2006 Due Date	RESPONSE (3 MONTH FINAL) 9205 US-FINAL ACTION (1 OF 2) Unite Title: FAB Resp. Office: CHI	920522-94768 United States of America : FABRICATION METHOD OF 9	920522-94768 Pending United States of America Bird Goen & Co. Title: FABRICATION METHOD OF SOI SEMICONDUCTOR DEVICES ffice: CHI	10/471847	12-Sep-2003	PJS
08-Sep-2006 Reminder	ELECTION DUE IN 2 WEEKS US-RESTRICTION RQMT (1MO) Title: Impr Resp. Office: CHI	84-90 ed Stat oved S	6003 / 0 Pending es of America Marks & Clerk Patent and Trade Mark Attorneys ession Initiation Protocol Prior Firm Reference No: 0584-1022-0	09/520853	07-Mar-2000	PJS
08-Sep-2006 Reminder	FILE CONT. OR DIVISIONAL? US-ISSUE FEE PAID (1 of 2) Title: Resp. Office:	920584-906031 / 1 United States of America METHODS AND APPARATUS COMMUNICATIONS NETWO CHI Prior Firm Referen	920584-906031 / 1 Pending United States of America Marks & Clerk Patent and Trade Mark Attomeys Title: METHODS AND APPARATUS FOR TRANSMITTING AN RECEIVING DATA OVER A COMMUNICATIONS NETWORK IN THE PRESENCE OF INTERFERENCE ffice: CHI Prior Firm Reference No: 0584-1048-1	10/131911 G DATA OVER A ENCE	25-Apr-2002	PJS
08-Sep-2006 Due Date	6MO RESPONSE (LAST DAY) 9206 US-OFFICE ACTION (3 MONTH) Unite Title: COM Resp. Office: CHI Remarks: >>> "De Histil Histil No instructi instructi instructi ANOTH	920670-95654 United States of America Title: COMPUTING DEVICES ffce: CHI fs:>>> "David Stanley" <david@stanle 2006<="" 6="" 7="" another="" are="" bill="" client="" client,="" expect="" extension="" from="" hi="" i="" instructions="" no="" not="" td="" that="" the="" unusual.="" will="" winstructions="" would="" yet=""><td>Title: United States of America Stanleys Intellectual Property Title: COMPUTING DEVICES Resp. Office: CHI Hi Bill No instructions yet from the client, so it looks like we'll be taking at least the first month extension. I would expect that the client will wish to go ahead with this. Our main man tends to be pretty busy, so late instructions are not unusual. ANOTHER EXTENSION 7/6/2006</td><td>10/489467 first month extension.</td><td>10-Mar-2004</td><td>PJS</td></david@stanle>	Title: United States of America Stanleys Intellectual Property Title: COMPUTING DEVICES Resp. Office: CHI Hi Bill No instructions yet from the client, so it looks like we'll be taking at least the first month extension. I would expect that the client will wish to go ahead with this. Our main man tends to be pretty busy, so late instructions are not unusual. ANOTHER EXTENSION 7/6/2006	10/489467 first month extension.	10-Mar-2004	PJS

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Friday, September 08, 2006	r 08, 2006	Due Date List By Attorney	3y Attorney			Page: 3
Attorney: WJR	William M. Lee, Jr.	08-Sep-2006 To	08-Sep-2006			
Due Date Indicator	Action Due Action Type	Client-Matter No/SubCase Status Country Client	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
08-Sep-2006 Reminder	RESPONSE DUE IN 1.5 MONTHS US-OFFICE ACTION (3 MONTH)	920673-907269 United States of America	Pending F.R. Kellv & Co.	10/158680	30-May-2002 PJS	02 PJS
	- '	Title: Wireless Network Medium Access Control Protocol	ess Control Protocol			

Prior Firm Reference No: 0673-1037-

Resp. Office: CHI

Actions Due

Client-Matter No	S. ActionType BaseDate	■BaseDate Status:		Sall Date Created:
265280-200166	US-NEW APPLICATION FILE	05-May-2006 Unfiled	mje	09-May-2006
27726-103050	US-DISCLOSURE ROMT (RUL	05-May-2006 Pending	mphillips	08-May-2006
27726-103050	US-STATUS CHECK	05-May-2006 Pending	mphillips	08-May-2006
27726-94324	US-Allowance	05-May-2006 Pending	mphillips	09-May-2006
28022-103064	US-CONVENTION	05-May-2006 Pending	mphillips	08-May-2006
28022-103064	US-DISCLOSURE ROMT (RUL	05-May-2006 Pending	mphillips	08-May-2006
28022-103064	US-STATUS CHECK	05-May-2006 Pending	mphillips	08-May-2006
28022-103198	US-CONVENTION	05-May-2006 Pending	mphillips	08-May-2006
28022-103198	US-DISCLOSURE ROMT (RUL	05-May-2006 Pending	mphillips	08-May-2006
28022-103198	US-STATUS CHECK	05-May-2006 Pending	mphillips	08-May-2006
29766-71204	US-ISSUE FEE PAID (1 of 2)	05-May-2006 Issued	ezc	05-May-2006
29766-71204	US-ISSUE FEE PAID (2 OF 2)	05-May-2006 Issued	ezc	05-May-2006
29766-72918	US-ISSUE FEE PAID (1 of 2)	05-May-2006 Issued	ezc	05-May-2006
29766-72918	US-ISSUE FEE PAID (2 OF 2)	05-May-2006 Issued	ezc	05-May-2006
29801-37420	US-FOLLOW-UP WITH CLIEN	05-May-2006 Issued	vrobertson	18-Apr-2006
3177-72506	US-OFFICE ACTION (3 MONT	05-May-2006 Pending	ezc	10-May-2006
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38271-76557	US-RESTRICTION ROMT (1M	05-May-2006 Pending	vrobertson	10-May-2006
39479-98870	US-ISSUE FEE PAID (1 of 2)	05-May-2006 Issued	bmace	05-May-2006
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42598-103228	US-NEW APPLICATION FILE	05-May-2006 Pending	mphillips	05-May-2006
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920582-97231	US-OFFICE ACTION (3 MONT 05-May-2006 Pending	05-May-2006 Pending	mphillips	15-May-2006
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921095-103225∥∟	921095-103225 US-STATUS CHECK	05-May-2006 Pending	Pending) sdillida	08-May-2006
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9501-71247	US-OFFICE ACTION (3 MONT 05-May-2006 Pending	05-May-2006	Pending	ezc	10-May-2006

Actions Due

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920584-906034	US-ISSUE FEE PAID (1 of 2)	05-Jun-2006 Issued	ssued	mphillips	06-Jun-2006
42675-83032	US-PATENT FILE OPENED	05-May-2006 Pending	Pending	rsk	06-Jun-2006
509-35644	US-PTO'S ANSWER TO BRIE	05-Jun-2006	Pending	vrobertson	06-Jun-2006
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20556-74748	US-FINAL ACTION (1 OF 2)	05-Jun-2006	Pending	oze	08-Jun-2006
921142-96499	US-ISSUE FEE PAID (1 of 2)	05-Jun-2006	penssi	JPRIBBLE	08-Jun-2006
3177-73576	US-OFFICE ACTION (3 MONT	22-Jun-2006	Pending	ezc	26-Jun-2006
29766-70637	OFFICE ACTION REPORT LE	900Z-InC-50	Pending	ezc	05-Jul-2006
9501-73019	US-ISSUE FEE PAID (1 of 2)	05-Jul-2006	Issued	oze	05-Jul-2006
175-76224	US-ISSUE FEE PAID (1 of 2)	05-Jul-2006	Pending	ezc	05-Jul-2006
30034-95880	US-ISSUE FEE PAID (1 of 2)	05-Jul-2006	Pending	mphillips	06-Jul-2006
920476-904967	US-PTO'S ANSWER TO BRIE	05-Jul-2006	Pending	mphillips	10-Jul-2006
920476-904943	APPEAL BRIEF	05-Jul-2006	Pending	mphillips	10-Jul-2006
31841-100635	US-OFFICE ACTION (2 MO Q	05-Jul-2006	Pending	vrobertson	11-Jul-2006
35388-94829	US-FINAL ACTION (1 OF 2)	05-Jul-2006	Pending	mphillips	11-Jul-2006
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9501-73118	US-FINAL ACTION (1 OF 2)	05-Jul-2006	Pending	ezc	11-Jul-2006
29083-42005	US-NOTICE/DEFECTIVE RES	02-1nr-50	Pending	vrobertson	12-Jul-2006
31841-94462	US-ABANDONMENT NOTICE	02-1nl-2006	Inactive	mphillips	13-Jul-2006
699-45003	US-BAR DATE (NON-EXTEND 05-Aug-2005	05-Aug-2005	Pending	vrobertson	20-Jul-2006
42399-45004	WO-CH I EXT-NO DEMAND FI 05-Feb-2004 Unfiled	05-Feb-2004	Unfiled	vrobertson	24-Jul-2006
614359-83052	US-BAR DATE (NON-EXTEND 19-Aug-2006	19-Aug-2006	Pending	rsk	25-Jul-2006
3220T-73968	US-OFFICE ACTION (1 MONT	05-Jul-2006	Pending	ezc	03-Aug-2006
920476-904504	Tax 3.5 w/surcharge 3 of 6	05-Nov-2002	Issued	bmace	14-Nov-2002
20476-904748	920476-904748 Tax 3.5 w/surcharge 3 of 6	05-Nov-2002 Issued	Issued	ртасе	14-Nov-2002

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509-36797	US-FINAL ACTION (2 OF 2)	15-Feb-2006	penss	vrobertson	20-Feb-2006
3467-72965	US-OFFICE ACTION (3 MONT	05-Apr-2006 Pending		ezc	10-Apr-2006
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9501-71247	US-OFFICE ACTION (3 MONT 05-May-2006 Pending	05-May-2006		ezc	10-May-2006

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9501-75886	US-FINAL ACTION (2 OF 2)	07-Mar-2006 Inactive	Inactive	mje	10-Mar-2006
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920476-102530	US-MISSING PARTS 2MO	07-Mar-2006 Pending	Pending	mphillips	14-Mar-2006
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920584-906038		07-Mar-2006 Pending	Pending	mphillips	15-Mar-2006
920490-97037		07-Mar-2006 Pending	Pending	mphillips	15-Mar-2006
265280-79487		07-Apr-2006	Pending	ezc	10-Apr-2006
265280-78385			Pending	ezc	10-Apr-2006
9501-71831	US-OFFICE ACTION (3 MONT	07-Apr-2006	Pending	ezc	11-Apr-2006
7175-69092		07-Apr-2006	Pending	ezc	11-Apr-2006
37317-79297	핏	07-Apr-2006	Pending	ezc	11-Apr-2006
2835-73803	US-FINAL ACTION (1 OF 2)	07-Apr-2006	Pending	ezc	11-Apr-2006
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40751-44205	US-FINAL ACTION (2 OF 2)	07-Apr-2006	Pending	vrobertson	11-Apr-2006
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920476-905000	US-OFFICE ACTION (3 MONT	07-Apr-2006	Pending	mphillips	12-Apr-2006
39844-102992	US-DISCLOSURE ROMT (RUL 07-Apr-2006 Pending	07-Apr-2006	Pending	mphillips	18-Apr-2006
21726-99594	US-OFFICE ACTION (3 MONT 07-Apr-2006 Pending	07-Apr-2006	Pending	mphillips	26-Apr-2006
509-40512	US-FINAL ACTION (1 OF 2)	07-Mar-2006 Pending	Pending	vrobertson	22-May-2006
509-40512		07-Mar-2006 Pending	Pending	vrobertson	22-May-2006
920522-905398	US-OFFICE ACTION (3 MONT	31-May-2006 Pending	Pending	mphillips	06-Jun-2006
38706-100399	US-OFFICE ACTION (3 MONT	31-May-2006 Pending	Pending	mphillips	07-Jun-2006
920476-905075	US-ISSUE FEE PAID (1 of 2)	07-Jun-2006 Issued	penssi	mphillips	08-Jun-2006
920522-96468	US-ISSUE FEE PAID (1 of 2)	07-Jun-2006 Issued	Issued	mphillips	08-Jun-2006
509-35644	US-3 Month Office Action	07-Jun-2006 Pending	Pending	vrobertson	08-Jun-2006
3220-200207	US-MISSING PARTS 2MO	07-Jun-2006 Pending	Pending	ezc	09-Jun-2006
3220-69262	US-FINAL ACTION (1 OF 2)	07-Jun-2006 Pending	Pending	ezc	09-Jun-2006

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US-OFFICE ACTION (3 MONT 07-Mar-2006 Pending US-OFFICE ACTION (3 MONT 07-Mar-2006 Pending US-FINAL ACTION (1 OF 2) 07-Mar-2006 Inactive

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